

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re U.S. AGGREGATES, INC. SECURITIES)
LITIGATION)

Master File No. C-01-1688-CW

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

REVISIED ORDER AWARDING
ATTORNEYS' FEES AND
REIMBURSEMENT OF EXPENSES

DATE: Submitted Matter
TIME: Submitted Matter
COURTROOM: The Honorable
Claudia Wilken

1 This matter having come before the Court on March 24, 2006, on the application of Lead
2 Counsel for an award of attorneys' fees and reimbursement of expenses incurred in the Litigation; the
3 Court, having considered all papers filed and proceedings conducted herein, having found the
4 settlement of this Litigation to be fair, reasonable and adequate and otherwise being fully informed
5 in the premises and good cause appearing therefor;

6 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

7 1. All of the capitalized terms used herein shall have the same meanings as set forth in
8 the Stipulation of Settlement dated as of November 10, 2005 (the "Stipulation").

9 2. This Court has jurisdiction over the subject matter of the application and all matters
10 relating thereto, including all Members of the Settlement Class who have not timely and validly
11 requested exclusion.

12 3. The Court hereby awards Lead Counsel attorneys' fees of 25% of the Settlement Fund
13 and reimbursement of expenses in an aggregate amount of \$480,488.31 together with the interest
14 earned thereon for the same time period and at the same rate as that earned on the Settlement Fund
15 until paid. Said fees shall be allocated by Lead Counsel in a manner which, in their good-faith
16 judgment, reflects each counsel's contribution to the institution, prosecution and resolution of the
17 Litigation. The Court finds that the amount of fees awarded is fair and reasonable under the
18 "percentage-of-recovery" method.

19 4. The awarded attorneys' fees and expenses, and interest earned thereon, shall be paid to
20 Lead Counsel from the Settlement Fund immediately after the date this Order is executed subject to
21 the terms, conditions, and obligations of the Stipulation and in particular ¶6.2 thereof, which terms,
22 conditions, and obligations are incorporated herein.

5. Pursuant to 15 U.S.C. §78u-4(a)(4), Lead Plaintiff Eugene L. Loper is awarded the amount of \$2,100.00 for reimbursement of time and expenses incurred in representing the Settlement Class.

IT IS SO ORDERED.

DATED: 4/6/06

/s/ CLAUDIA WILKEN

THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

Submitted by:

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CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I further certify that I caused this document to be forwarded to the following designated Internet site at: <http://securities.lerachlaw.com/>.

s/ JOY ANN BULL

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